

86th Legislative Session – 2011

Committee: Senate State Affairs

Monday, February 14, 2011

P - Present
E - Excused
A - Absent

Roll Call

P Adelstein
P Cutler
P Frerichs
P Garnos
P Gray
P Johnston
P Tieszen
P Olson (Russell), Vice-Chair
P Rhoden, Chair

OTHERS PRESENT: See Original Minutes

The meeting was called to order by Senator Larry Rhoden, Chair.

MOTION: TO APPROVE THE MINUTES OF MONDAY, FEBRUARY 9, 2011

Moved by: Gray
Second by: Adelstein
Action: Prevailed by voice vote.

MOTION: CONFIRM REAPPOINTMENT OF JEAN (DAWN) MORRIS OF HUGHES COUNTY, PIERRE, SOUTH DAKOTA, TO THE CAREER SERVICE COMMISSION

Moved by: Gray
Second by: Garnos
Action: Prevailed by roll call vote. (9-0-0-0)

Voting Yes: Adelstein, Cutler, Frerichs, Garnos, Gray, Johnston, Tieszen, Olson (Russell), Rhoden

MOTION: CONFIRM REAPPOINTMENT OF BARBARA CHRISTIANSON OF PENNINGTON COUNTY, RAID CITY, SOUTH DAKOTA, TO THE CAREER SERVICE COMMISSION

Moved by: Cutler
Second by: Frerichs
Action: Prevailed by roll call vote. (9-0-0-0)

Voting Yes: Adelstein, Cutler, Frerichs, Garnos, Gray, Johnston, Tieszen, Olson (Russell), Rhoden

SB 174: temporarily increase the state sales and use tax to fund the state budget shortfall and to declare an emergency.

Presented by: Senator Stanford Adelstein
Proponents: Tom Scheinost, SD Association of Community Based Services
John Pedersen, School Administrator of South Dakota
Jim Hutmacher, SD Coalition of Schools
Sandra Waltman, SD Education Association
Wayne Lueders, Associated School Boards of SD
Opponents: Jim Terwilliger, Bureau of Finance and Management
Zach Lautenschlager, SD Tea Party Alliance

THE CHAIR DEFERRED SB 174 UNTIL WEDNESDAY, FEBRUARY 16, 2011

SB 138: enact the agreement among the states to elect the president by national popular vote.

Presented by: Senator Bob Gray
Proponents: Mike Shaw, National Popular Vote
Saul Anuzis, National Popular Vote
Opponents: Rita Houghlum, Eagle Forum
Cindy Flakoll, Concerned Women For America
Zach Lautenschlager, SD Tea Party Alliance

MOTION: TO TABLE SB 138

Moved by: Tieszen
Second by: Cutler
Action: Prevailed by roll call vote. (9-0-0-0)

Voting Yes: Adelstein, Cutler, Frerichs, Garnos, Gray, Johnston, Tieszen, Olson (Russell),

Rhoden

SB 193: authorize counties to issue additional on-sale licenses for certain facilities located on hunting preserves.

Presented by: Senator Bob Gray

Proponents: Matt Fonder, Department of Revenue & Regulation
Charles Ross, self, Pierre
Brett Cannaceae, Sport Hunting Association
Matt McCauley, Paul Nelson Farms, Inc.

MOTION: AMEND SB 193

193fb

On page 1 of the printed bill, delete lines 6 to 15, inclusive, and insert:
"

Notwithstanding the provisions of § 35-4-11.1, each county may issue a hunting preserve facility on-sale license to any facility that has a shooting preserve operating permit issued pursuant to chapter 41-10 and a license issued by the Department of Health pursuant to chapter 34-18. The licensee may only sell alcoholic beverages during the shooting preserve season for consumption on the licensed premises to a guest as part of a hunting or shooting rental package for use of the shooting preserve's facilities and services. The licensee may not offer any alcoholic beverages for retail sale to other members of the general public. The facility shall have rooms that are suitable for lodging to host guests and equipment and seating for the preparation and serving of food for consumption on the premises. For the purposes of this section, the term, premises, means the same facility which is also licensed by the Department of Health pursuant to chapter 34-18. The license fee shall be five hundred dollars per season. The renewal fee shall be five hundred dollars per season. Any license issued pursuant to this section may not be transferred to a different location."

On page 2, delete line 1.

Moved by: Gray
Second by: Cutler
Action: Prevailed by voice vote.

MOTION: DO PASS SB 193 AS AMENDED

Moved by: Adelstein
Second by: Johnston
Action: Prevailed by roll call vote. (8-1-0-0)

Voting Yes: Adelstein, Cutler, Frerichs, Garnos, Gray, Johnston, Tieszen, Rhoden

Voting No: Olson (Russell)

SB 82: revise certain provisions regarding the general fund levies of school districts.

MOTION: TO TABLE SB 82

Moved by: Olson (Russell)

Second by: Adelstein

Action: Prevailed by roll call vote. (9-0-0-0)

Voting Yes: Adelstein, Cutler, Frerichs, Garnos, Gray, Johnston, Tieszen, Olson (Russell), Rhoden

THE CHAIR DEFERRED SB 56 UNTIL WEDNESDAY, FEBRUARY 16, 2011

THE CHAIR DEFERRED SB 150 UNTIL WEDNESDAY, FEBRUARY 16, 2011

MOTION: ADJOURN

Moved by: Johnston

Second by: Cutler

Action: Prevailed by voice vote.

Cheri Hauschild
Committee Secretary

Larry Rhoden, Chair